



Foreign Affairs Manual

VOLUME 9 – Visas

Change Transmittal: VISA-1908

Date: October 1, 2012

9 FAM 40.301 NOTES

9 FAM 40.301 PROCEDURAL NOTES

Changes

1. This Change Transmittal updates 9 FAM 40.301 Notes by combining policy from 9 FAM 40.301 Procedural Notes. 9 FAM 40.301PN will now be removed. Please note the movement of material below:

Old Location	New Location
9 FAM 40.301 PN1, Submitting Waiver Recommendations	9 FAM 40.301 N2
9 FAM 40.301 N2, Criteria for INA 212(D)(3)(A) Waiver Recommendation	9 FAM 40.301 N3
9 FAM 40.301 N3, Factors to Consider When Recommending a Waiver	9 FAM 40.301 N4
9 FAM 40.301 N4, Special Processing for Certain Waivers Requested by U.S. Law Enforcement Agencies	9 FAM 40.301 N5
9 FAM 40.301 N5, Validity of INA	Deleted

212(D)(3)(A) Waivers	
9 FAM 40.301 N6.2-1, When You Do Not Support the Application	Deleted
9 FAM 40.301 N6.2-2, When Alien Requests Waiver Action	Included in 9 FAM 40.301 N6.2
9 FAM 40.301 N6.2-3, When Requesting Multiple Entry Waivers Valid for More than One Year	Included in 9 FAM 40.301 N8
9 FAM 40.301 N6.3, Aliens Not Eligible for Multiple Entry Waiver Recommendations	9 FAM 40.301 N8.2
9 FAM 40.301 N6.4, Consistency in Requesting a Waiver	9 FAM 40.301 N10
9 FAM 40.301 N7, When Processing Waivers for Government Grantees	9 FAM 40.301 N11
9 FAM 40.301 N8, INA 212(D)(3)(A) Waiver of INA 212(a)(1)	9 FAM 40.301 N12
9 FAM 40.301 N9, Posting of Bonds in Certain Cases	9 FAM 40.301 N14
9 FAM 40.301 N10, Name Check Requirements	9 FAM 40.301 N15

2. Current changes are shown in *italic* and *dark magenta* to make it easier for the reader to identify them. However, if 50% or more of the subchapter is being revised, the *italic* and *dark magenta* can make it harder to identify changes. In those cases, normal black font is used throughout.
3. Officers are reminded that Department-issued materials not codified in the Foreign Affairs Manual or its supplemental Foreign Affairs Handbook series generally have no regulatory validity (see 2 FAM 1111.1).
4. The office responsible for the material in this subchapter is CA/VO/L/R. Please direct questions concerning content substance and interpretation to this office. Administrative questions on the Foreign Affairs Manual or Handbooks can be directed to A/GIS/DIR, Office of Directives Management.

Filing Instructions (Paper Copies)

1. Remove and discard the old 9 FAM 40.301 Notes (CT:VISA-1672; 08-19-2011) and insert the new 9 FAM 40.301 Notes (CT:VISA-1908; 10-01-2012).

Remove and discard the old 9 FAM 40.301 Procedural Notes (CT:VISA-1556; 09-30-2010).

2. After inserting the material in the binder, insert this change transmittal letter immediately following the CT Checklist, then fill in the entry line for CT:VISA-1908 and initial.

Distribution Notice

1. The Foreign Affairs Manual and Handbooks (unclassified) official version can be found on the State Department's Intranet site.
2. All posts and offices keeping paper versions of the Foreign Affairs Manual are responsible for maintaining the FAM on a current basis (see 2 FAM 1116.5).
3. Use **KFAM** and **AINF** TAGS on **all** communications on FAM/FAH issues.